



PATENT  
Customer No. 22,852  
Attorney Docket No. 09580.0014-00000

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
)  
Scott A. MITCHELL et al. ) Group Art Unit: 1624  
)  
Application No.: 10/776,002 ) Examiner: Zachary C. Tucker  
)  
Filed: February 10, 2004 )  
)  
For: CERTAIN 8-HETEROARYL-6- ) Confirmation No.: 9098  
PHENYL-IMIDAZO[1,2A]PYRAZINES )  
AS MODULATORS OF KINASE )  
ACTIVITY )

**Mail Stop Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p).

Copies of the listed foreign and non-patent literature documents are attached. Copies of the U.S. patent publications are not enclosed.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

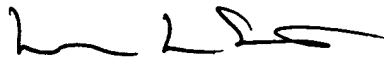
This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

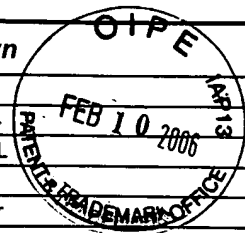
If there is any fee due in connection with the filing of this Statement, please charge the fee to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By:   
\_\_\_\_\_  
Lauren L. Stevens  
Reg. No. 36,691

IDS Form PTO/SB/08: Substitute for form 1449A/PTO  <h2 style="text-align: center;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h2> <p style="text-align: center;">(Use as many sheets as necessary)</p>				<b>Complete if Known</b>	
		Application Number	10/776,002		
		Filing Date	February 10, 2004		
		First Named Inventor	Scott A MITCHELL		
		Art Unit	1624		
		Examiner Name	Zachary C. Tucker		
		Attorney Docket Number	09580.0014-00000		
Sheet	1	of	2		



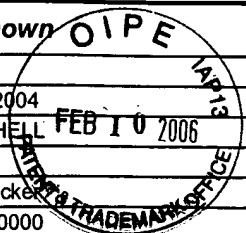
U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No.	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code (if known)			
		US-2004-0063715	04/01/2004	Paruch et al.	
		US-2004-0072835	04/15/2004	Paruch et al.	
		US-2004-0220189	11/04/2004	Sun et al.	
		US-2005-0009832	01/13/2005	Sun et al.	
		US-2005-0054649	03/10/2005	Currie et al.	
		US-2005-0085484	04/21/2005	Mitchell et al.	
		US-2005-0090499	04/28/2005	Currie et al.	
		US-2005-0101604	05/12/2005	Currie et al.	
		US-2005-0288295	12/29/2005	Currie et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation
		Country Code Number Kind Code (if known)				
		WO 02/066481	08/29/2002			
		WO 02/076985	10/03/2002			
		WO 03/070732	08/28/2003			
		WO 2004/026310	04/01/2004			
		WO 2004/026877	04/01/2004			
		WO 2005/005429	01/20/2005			
		WO 2005/014599	02/17/2005			
		WO 2005/019220	03/03/2005			
		WO 2005/047290	05/26/2005			

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation
		DING et al. (2002) "A Combinatorial Scaffold Approach toward Kinase-Directed Heterocycle Libraries," J. Am. Chem. Soc., 124(8): 1594-1596.	

Examiner Signature	Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

IDS Form PTO/SB/08: Substitute for form 1449A/PTO				<b>Complete if Known</b> 	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)				Application Number	10/776,002
				Filing Date	February 10, 2004
				First Named Inventor	Scott A MITCHELL
				Art Unit	1624
				Examiner Name	Zachary C. Tucker
Sheet	2	of	2	Attorney Docket Number	09580.0014-00000

NON PATENT LITERATURE DOCUMENTS			
		"Protein Kinases in Disease," references produced from a Sep. 24, 1997, search of the On-line Meddelian Inheritance in Man (OMIM) database, pp. 1-11, from <a href="http://bioinformatics.weizmann.ac.il/Kinases/pkr/pk_medicine.html">http://bioinformatics.weizmann.ac.il/Kinases/pkr/pk_medicine.html</a> .	
		International Search Report dated October 22, 2003, for Application No. PCT/US03/12222, International filing date April 21, 2003.	
		Written Opinion dated December 5, 2003, for Application No. PCT/US03/12222, International filing date April 21, 2003.	
		Second Written Opinion dated April 13, 2004, for Application No. PCT/US03/12222, International filing date April 21, 2003.	
		International Preliminary Examination Report dated August 3, 2004, for Application No. PCT/US03/12222, International filing date April 21, 2003.	
		International Search Report dated February 9, 2004, for Application No. PCT/US03/28329, International filing date September 9, 2003.	
		Written Opinion dated July 6, 2004, for Application No. PCT/US03/28329, International filing date September 9, 2003.	
		International Preliminary Examination Report dated October 27, 2004, for Application No. PCT/US03/28329, International filing date September 9, 2003.	
		International Search Report and Written Opinion dated July 7, 2004, for Application No. PCT/US2004/003922, International filing date February 10, 2004.	
		International Search Report and Written Opinion dated July 7, 2004, for Application No. PCT/US2004/003923, International filing date February 10, 2004.	
		International Search Report and Written Opinion dated December 8, 2004, for Application No. PCT/US2004/021150, International filing date June 30, 2004.	
		International Search Report and Written Opinion dated December 30, 2004, for Application No. PCT/US2004/018227, International filing date June 4, 2004.	
		International Search Report and Written Opinion dated February 1, 2005, for Application No. PCT/US2004/025884, International filing date August 11, 2004.	
		Invitation to Pay Additional Fees with Partial International Search Report dated May 3, 2005, for Application No. PCT/US2004/037433, International filing date November 10, 2004.	
		International Search Report and Written Opinion dated June 23, 2005, for Application No. PCT/US2004/037433, International filing date November 10, 2004.	

Examiner Signature		Date Considered	
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